

Ex Parte Reexamination Interview Summary

Control No.

09/400,802

Patent Under Reexamination

EFENDIC, SUAD

Examiner

Anish Gupta

Art Unit

1654

All participants (USPTO personnel, patent owner, patent owner's representative):

(1) Anish Gupta(3) Mark Stewart(2) Greg Cox

(4) _____

Date of Interview: 28 August 2003Type: a) ☐ Telephonic b) ☐ Video Conferencec) ☒ Personal (copy given to: 1) ☐ patent owner 2) ☒ patent owner's representative)Exhibit shown or demonstration conducted: d) ☐ Yes e) ☐ No.

If Yes, brief description: _____

Agreement with respect to the claims f) ☐ was reached. g) ☒ was not reached. h) ☐ N/A.

Any other agreement(s) are set forth below under "Description of the general nature of what was agreed to..."

Claim(s) discussed: 1 and 12.

Identification of prior art discussed: _____

Description of the general nature of what was agreed to if an agreement was reached, or any other comments:

Applicants illustrated data that demonstrated diabetic patients did not correlate to non-diabetic patients with benefit to stroke. In experimental trials with GLP-1, both sets of patients had different but beneficial responses. Further Applicants furnished references that demonstrated hyperglycemia was not necessarily related to stroke. Applicants were requested to furnish all the references and the data in their arguments.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims patentable, if available, must be attached. Also, where no copy of the amendments that would render the claims patentable is available, a summary thereof must be attached.)

A FORMAL WRITTEN RESPONSE TO THE LAST OFFICE ACTION MUST INCLUDE PATENT OWNER'S STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. (See MPEP § 2281). IF A RESPONSE TO THE LAST OFFICE ACTION HAS ALREADY BEEN FILED, THEN PATENT OWNER IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE TO PROVIDE THE MANDATORY STATEMENT OF THE SUBSTANCE OF THE INTERVIEW (37 CFR 1.560(b)). THE REQUIREMENT FOR PATENT OWNER'S STATEMENT CAN NOT BE WAIVED. EXTENSIONS OF TIME ARE GOVERNED BY 37 CFR 1.550(c).

cc: Requester (if third party requester)


Examiner's signature, if required